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Attorneys for Defendant

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON
(HONORABLE LONY R. SUKO)

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	CR-12-072-LRS
)	Memorandum in Support of
vs.)	Defendant's Motion
)	to Continue Trial
KEVIN ELLISON,)	
)	
Defendant.)	

TO: MICHAEL C. ORMSBY, UNITED STATES ATTORNEY
AINE AHMED, ASSISTANT UNITED STATES ATTORNEY

KEVIN ELLISON, moves the Court to continue the trial in this matter for approximately 60 days. The trial is currently scheduled to take place on August 20, 2012. Mr. Ellison appears to be suffering from an as yet undiagnosed form of mental illness. There is a question as to Mr. Ellison's ability to form the requisite intent at the time of the alleged arson. A defense expert has been retained for the purposes of an evaluation as well as to provide an opinion on the issues of criminal intent. The evaluation is scheduled to take place on August 14, 2012. It is estimated the follow-up report will take approximately 30 to 45 days to complete.

Memorandum in Support Re:
Motion to Continue

1 Accordingly, a continuance of the trial is requested. The time
2 sought is excludable from speedy trial calculations. 18 U.S.C.
3 §3161(h)(1)(A).

4
5 Dated: August 6, 2012

6 Respectfully Submitted,

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CERTIFICATE OF SERVICE

13 I hereby certify that on August 6, 2012, I electronically filed the
14 foregoing with the Clerk of the Court using the CM/ECF System which
15 will send notification of such filing to the following: AINE AHMED,
16 Assistant United States Attorney.

17
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